

**MOBILE COMMUNICATIONS
SERVICES**

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672 Stockett Road
Stockett, Montana 59480
406-454-2001

February 28, 2010

Form 499 Filer ID:

Marlene H. Dortch
Office of the Secretary
445 -12th Street, S.W.
Suite TW-A325
Washington, D.C. 20554

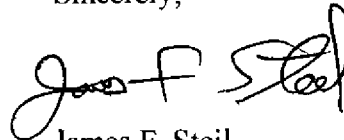
Re: CPNI Certification for 2010 Covering the Prior Calendar Year 2009
EB Docket No. 06-36

Dear Ms. Dortch:

Enclosed herewith are an original and four (4) copies of the annual CPNI certification and accompanying statement of CPNI compliance procedures for Mobile Communications Service.

Please contact the undersigned should you have any questions regarding the submission.

Sincerely,



James F. Steil
Owner

Enclosures

cc: Best Copy and Printing, Inc.

No. of Copies rec'd 0+4
List ABCDE

MAR -2 2010

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Annual 47 C.F.R. § 64.2009(e) CPNI Certification

EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2010 covering the 2009 calendar year.

1. Date filed: February 28, 2010
2. Name of company(s) covered by this certification: Mobile Communication Service.
3. Form 499 Filer ID:
4. Name of signatory: James F. Steil
5. Title of signatory: Owner
6. Certification:

I, James F. Steil, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. § 64.2001 *et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken actions (*i.e.*, proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year.

The company has not received customer complaints in the past year concerning the unauthorized release of CPNI.

The company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed: James F. Steil

Attachment: Accompanying Statement explaining CPNI procedures

MOBILE COMMUNICATION SERVICE CUSTOMER PROPRIETARY NETWORK INFORMATION COMPLIANCE PROCEDURES

Mobile Communication Service ("MCS"), based in Great Falls, Montana, is a purveyor of commercial mobile radio service. Specifically, in that capacity, MCS offers 2-way radio and one-way digital paging service to local customers. MCS has established the following procedures for ensuring compliance with the FCC's rules concerning use of customer proprietary network information ("CPNI"), 47 C.F.R. § 64.2001 *et seq.*

1. MCS will only use, disclose, or permit access to CPNI as authorized by 47 C.F.R. § 64.2005(a). Such permitted uses may include for providing or marketing service offerings within the categories of service to which the customer already subscribes. MCS does not disclose CPNI to, nor permit access to CPNI by, any affiliate or third party, nor does it engage in any sales or marketing campaigns that involve a third party's use of or access to CPNI. If in the future MCS were to engage in any sales or marketing campaigns involving a third party's use of or access to CPNI, it would comply in all respects with the notification, approval, review, reporting, and recording requirements described in 47 C.F.R. §§ 64.2007 through 64.2011.

2. Under no circumstances will MCS provide any CPNI to any party over the telephone or online. All requests for CPNI must be made in person at MCS's place of business. Before furnishing any CPNI to a party who requests it in person, MCS will validate that the person requesting the information is indeed the customer to whom the CPNI relates by requiring such person (i) to present a valid photo ID that matches the customer's account information and (ii) to confirm his or her last four digits of his or her driver's license, and the Channel Access Protocol (CAP) code associated with the customer's 2-way radio or pager unit. The person requesting CPNI must also provide his or her 2-way radio or pager unit to MCS for purposes of confirming the CAP code. A person must furnish all such information before MCS will release any CPNI to that individual. In addition, the person making the CPNI request must sign a disclosure statement, and MCS will compare the person's signature to the customer's signature that is on file with MCS.

3. Whenever an MCS customer changes his or her address of record, the customer must sign an acknowledgement of such request for change of address. MCS will immediately notify the customer by mail whenever an address of record is created or changed, as required by 47 C.F.R. § 64.2010, by mailing that notification to the customer's then current address of record. In addition, MCS calls any customer who has changed his or her address at least ten days before sending mail to the new address of record to further confirm the accuracy of the new address (but in no event will MCS send mail to the new address of record for at least thirty days after the customer has notified MCS of an address change).

4. MCS fully understands that a CPNI breach is deemed by the FCC to be an intentional gaining of access to, use, or unauthorized disclosure of CPNI. Consequently, MCS's policy is that in the event of a CPNI breach, MCS will, in accordance with 47 C.F.R. § 64.2011(b), electronically notify within seven (7) business days after a reasonable determination of such breach the United States Secret Service and the Federal Bureau of Investigation through a central reporting facility that may be accessed at <http://www.fcc.gov/eb/cpni>. MCS also recognizes that it may not notify the customer or disclose such breach to the public until seven (7) full business days have passed following MCS's notification of the Secret Service and the FBI of that CPNI breach.

5. For a minimum of two (2) years thereafter, MCS shall maintain electronically or otherwise a record of :

- (i) any CPNI breaches it discovers;
- (ii) any notifications or CPNI breaches it provides to the Secret Service and the FBI;
- (iii) any notifications of CPNI breaches it furnishes to customers;
- (iv) the dates of such discoveries and notifications;
- (v) detailed descriptions of the CPNI that was breached; and
- (vi) the circumstances of each such breach.

6. Currently, the Owner of MCS James F. Steil, is the only company representative authorized by MCS to handle CPNI requests. Mr. Steil is fully familiar with the requirements and restrictions imposed by the FCC's CPNI regulations set forth in 47 C.F.R. § 64.2001 *et seq.* In the event that any other individuals employed by MCS may be called upon in the future by MCS to handle requests for access to CPNI, such individuals will first receive all requisite CPNI training and be given a copy of the provisions of 47 C.F.R. § 64.2001-64.2011 to which they can easily refer. MCS maintains written confirmation of such CPNI training, and has established disciplinary procedures for unauthorized CPNI use, as required by 47 C.F.R. § 64.2009(b). Since at present Mr. Steil is the only MCS employee authorized to handle CPNI requests, any violation by Mr. Steil of the CPNI requirements will subject him to disciplinary action by MCS's legal council in accordance with MCS's established disciplinary policies. Should other employees of MCS in the future be required by the company to handle CPNI requests, were they to commit a CPNI violation, they would be subject to MCS's disciplinary action as well.